

Remarks

The Examiner has not found each and every limitation of claim 17.

With regard to claim 17, Weber does not for each of the queries, provide a list of the available audits responsive to the query. The Examiner cites paragraphs of Weber in which lists of randomly selected employees, Weber, [0053]-[0056], and various observation reports, Weber, [0073]-[0082], are provided, and asserts that this information is the claimed list of available audits responsive to the query. Office Action, April 5, 2011, p. 4. Applicant disagrees. A list of randomly selected employees is simply not a list of available audits. Moreover, Weber's "observations report summarizes usage of observation queries stored within the job name field" Weber, [0073]. Hence by its very nature, Weber's observations report is not a list of available audits responsive to a query based on requirements of a witness audit including at least one of SIC code and accreditation type.

With regard to claim 17, Weber does not receive input representing a confirmation of the one or more scheduled upcoming dates for the selected audit. The Examiner cites Weber's "end date" to find this limitation. Office Action, April 5, 2011, p. 4. Weber's "end date[, however,] is the date that results received after auditing, via use of the observation sheet 302, are inputted into the computer 102 (FIG. 1)." Weber, [0061] (emphasis added). Inputting results after auditing cannot represent a confirmation of a scheduled upcoming date for a selected audit.

Applicant submits that claim 17 is in a condition for allowance and respectfully requests a notice to that effect. Applicant's attorney also invites a telephonic interview if the Examiner believes it will advance the prosecution of this application.

The petition fee is being charged to our deposit account no. 02-3978 via electronic authorization submitted concurrently herewith. Please charge any fees or credit any overpayments as a result of the filing of this paper to our deposit account no. 02-3978.

Respectfully submitted,

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